

**TOWN BOARD REORGANIZATION MEETING
WEDNESDAY, JANUARY 6, 2010; 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK**

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Deputy Police Chief Hovey, Highway Superintendent Fayo, Town Attorney Blythe

SALUTE TO FLAG

Supervisor Green called to order the Reorganization Meeting and presided over same.

#1 On Agenda: Motion - Adopt Rules Of Procedure And Set Town Board Meetings - 2010

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt the Rules of Procedure for the year 2010 pursuant to Section 43 of the Town Law and pursuant to the copy hereto attached to the minutes, marked No. 1. Also that the Town Clerk be authorized to advertise regarding Town Board meeting dates, pursuant to the Freedom of Information Law, Public Officers Law, Article #7.

Roll Call: All Ayes

Motion Carried: 5-0

#2 On Agenda: Minutes

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor approve the minutes of Public Hearings regarding Mason's Ridge Workforce Housing Special Use Permit and Amendments to Parking Regulations, and the minutes of the Town Board meeting, all held on December 2, 2009, as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 5-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

#3 On Agenda: Motion - Authorization To Purchase Small Tools And Equipment

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Highway Superintendent to make necessary purchases of small tools and equipment not to exceed \$500.00 per purchase without prior Town Board approval, pursuant to Highway Law 1A.

Roll Call: All Ayes

Motion Carried: 5-0

#4 On Agenda: Receive And File Appointment Of Deputy Highway Superintendent - 2010

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk the appointment of **SUPERVISOR GEORGE A. GREEN** as Deputy Highway Superintendent for 2010.

#5 On Agenda: Receive And File Executed Snow and Ice Agreement With Orange County - 2009/2010 Snow Season

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a fully executed Snow and Ice Agreement between the Town of New Windsor and the County of Orange for various county roads for the 2009/2010 snow season.

#6 On Agenda: Receive and File Performance Bond Rider - Independence Drive

Hearing no objection, the Town Board of the Town of New Windsor receive and file Rider to Bond #0414871 from International Fidelity Insurance Company extending the term of said bond to November 29, 2010, for the foamed asphalt on Independence Drive in the Mt. Airy Estates Subdivision.

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**#7 On Agenda: Receive and File Agreement - Control Of Snow & Ice -
Hannah Lane - Moores Hill Estates Major Subdivision**

Hearing no objection, the Town Board of the Town of New Windsor receive and file Agreement for control of snow and ice on a road known as Hannah Lane in the Moores Hill Estates Major Subdivision a/k/a Cobble Creek, (Planning Board #98-4), dated December 24, 2009.

WATER DEPARTMENT

SANITATION DEPARTMENT

**#8 On Agenda: Motion - Appoint Supervisor Of Refuse/Garbage
And Set Salary**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the appointment of **ANTHONY E. FAYO** as Supervisor of Refuse and Garbage and set salary at \$20,868.00 for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

GENERAL

#9 On Agenda: Receive And File Appointment - Deputy Town Clerks

Hearing no objections, the Town Board of the Town of New Windsor receive and file the appointment of the Deputy Town Clerks for 2010 as submitted by the Town Clerk:

1st Deputy Town Clerk (Full Time)	Cheryl L. Canfield
2nd Deputy Town Clerk (Part Time)	Eleanor Spreer
3rd Deputy Town Clerk (Part Time)	Nancy Wilkins

#10 On Agenda: Receive And File Appointment - Deputy Receiver of Taxes

Hearing no objections, the Town Board of the Town of New Windsor receive and file the Receiver of Taxes' appointment of **SUSAN SCHEIBLE - CRACOLICI** as Deputy Receiver of Taxes for 2010.

**#11 On Agenda: Motion - Appoint And Set Salary - Registrar Of Vital
Statistics**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor appoint **TOWN CLERK DEBORAH GREEN** as Registrar of Vital Statistics and set the salary at \$3,380.00 as budgeted for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#12 On Agenda: Motion - Appointment Of FOIL Officer

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor appoint **TOWN CLERK DEBORAH GREEN** as FOIL Officer to handle all FOIL (Freedom of Information Law) requests for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#13 On Agenda: Motion - Appointment Of FOIL Appeals Officer

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor appoint **TOWN ATTORNEY MICHAEL BLYTHE** as FOIL Appeals Officer for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#14 On Agenda: Motion - Appointment Of Civil Defense Director

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the appointment of **MICHAEL BIASOTTI** as Civil Defense Director for the year 2010.

Roll Call: All Aye

Motion Carried: 5-0

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**#15 On Agenda: Motion - Retain Services - Accounting Firm -
Nugent & Haeussler, P. C.**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the retention of the accounting firm of **NUGENT & HAEUSSLER, P. C.**, 101 Bracken Road, Montgomery, New York, to conduct the annual audit for the Town of New Windsor and authorize the Town Comptroller to make the necessary arrangements as budgeted.

Roll Call: All Ayes

Motion Carried: 5-0

#16 On Agenda: Motion - Set Salary For Deputy Supervisor

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the salary for the Deputy Supervisor at \$2,500.00 annually as budgeted for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#17 On Agenda: Motion - Appoint Town Historian

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor appoint **GLENN MARSHALL** as Town Historian for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#18 On Agenda: Motion - Set Mileage Rate For Town Officials

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the mileage rate for Town officials and employees in accordance with the Internal Revenue Service allowance.

Roll Call: All Ayes

Motion Carried: 5-0

#19 On Agenda: Motion - Designate Official Town Depositories

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor designate the following banks as the official Town depositories:

Bank of America	New Windsor
JP Morgan Chase Bank	New Windsor
Citizens Bank	New Windsor
HSBC Bank	New Windsor
Key Bank	New Windsor
Manufacturers & Traders Trust Company	New Windsor
Orange County Trust Company	New Windsor

Roll Call: All Ayes

Motion Carried: 5-0

**#20 On Agenda: Motion - Authorize Payment Of Dues -
New York State Association Of Towns**

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the payment of \$1,650.00 for the annual Town membership dues to the New York State Association of Towns. Same to be paid from Special Items Account #A1920.4 as budgeted for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#21 On Agenda: Motion - Appoint To Ethics Board

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor appoint **THOMAS MCMAHON**, 31 Cross Street, New Windsor, New York to the New Windsor Ethics Board. Term to begin immediately and expire December 31, 2014.

Roll Call: All Ayes

Motion Carried: 5-0

#22 On Agenda: Motion - Appoint To Zoning Board Of Appeals

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the appointment of **K. JAMES DITTBRENNER**, 6 Hilltop Drive, New Windsor, New York, to serve as a member of the New Windsor Zoning Board of Appeals. Term to begin immediately and expire December 31, 2014.

Roll Call: All Ayes

Motion Carried: 5-0

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#23 On Agenda: Motion - Appoint To Planning Board

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor appoint **NEIL SCHLESINGER**, 420 Station Road, Rock Tavern, New York to the New Windsor Planning Board. Term shall begin immediately and expire December 31, 2014.

Roll Call: All Ayes

Motion Carried: 5-0

#24 On Agenda: Motion - Set Salary - Assessment Board Of Review Chairman

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the salary for the Chairman of the Assessment Board of Review at \$70.00 per meeting for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#25 On Agenda: Motion - Set Salary - Assessment Board Of Review Members

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor set the salary for the members of the Assessment Board of Review at \$35.00 per meeting, per member, for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#26 On Agenda: Motion - Set Salary - Planning Board Chairman

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the annual salary for the Chairman of the Planning Board at \$2,086.00 for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#27 On Agenda: Motion - Set Salary - Planning Board Members

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor set the annual salary for the members of the Planning Board at \$1,390.50 each for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#28 On Agenda: Motion - Set Salary - Zoning Board Of Appeals Chairman

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the annual salary for the Chairman of the Zoning Board of Appeals at \$2,086.00 for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#29 On Agenda: Motion - Set Salary - Zoning Board Of Appeals Members

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor set the annual salary for the members of the Zoning Board of Appeals at \$1,390.50 each for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#30 On Agenda: Motion - Appointment Of Court Officers

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the appointments of **DOMINICK LUCERA, ANTHONY D'ANGELO, BRETT CUNNINGHAM, ANTHONY JACKLITSCH, THOMAS JAGICH** and **WILLIAM SHARP** to serve as Court Officers for the two Justice Courts for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#31 On Agenda: Motion - Approve Clerical Help - Town Board Meetings And Set Salary

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve clerical assistance at Town Board meetings and set the salary at \$60.00 per meeting attended and that said salary shall be paid from General Fund, Town Hall Expense.

Roll Call: All Ayes

Motion Carried: 5-0

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#32 On Agenda: Motion - Appointment Of Night Court Clerks

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor approve the appointment of **ELEANOR LECH** and **STEPHANIE HEFT** as the Night Court Clerks for the two Justice Courts and set salary at \$60.00 each, per court night.

Roll Call: All Ayes

Motion Carried: 5-0

#33 On Agenda: Motion - Appointment Of Justice Court Stenographers

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the appointment of **GERRI MASTEN**, **CINDY MONCHINO** and **CLARA TRIPODO**, as Court Stenographers and set salary at \$60.00 each, per court night.

Roll Call: All Ayes

Motion Carried: 5-0

#34 On Agenda: Motion - Set Stipend For Deputies

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the stipend for 1st Deputy Town Clerk and Deputy Receiver of Taxes at \$175.00 per month, for 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#35 On Agenda: Appoint To Records Advisory Board

I, George A. Green, Town Supervisor of the Town of New Windsor, do hereby appoint to serve on the Records Advisory Board:

Glenn T. Marshall, Town Historian
Cheryl L. Canfield, Deputy Town Clerk

#36 On Agenda: Motion - Sign And Countersign Town Checks

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the **TOWN SUPERVISOR GEORGE A. GREEN** to sign all checks and **COMPTROLLER JOHN FINNEGAN** to countersign same and permit said Supervisor and Comptroller to use a facsimile signature when necessary.

Roll Call: All Ayes

Motion Carried: 5-0

#37 On Agenda: Motion - Open Time Deposit Accounts

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the Town Supervisor and Town Comptroller to open Time Deposit Accounts and Day of Withdrawals with the Town's official depositories for the purpose of investing idle funds.

Roll Call: All Ayes

Motion Carried: 5-0

#38 On Agenda: Motion - Name Official Newspaper

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor name **THE SENTINEL** as the official Town newspaper for the year 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#39 On Agenda: Motion - Name Official Radio Stations

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor name the following radio stations as the official radio stations for 2010: WGNV (Newburgh) and WBNR (Beacon).

Roll Call: All Ayes

Motion Carried: 5-0

#40 On Agenda: Motion - Adopt Investment Policies And Guidelines

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adopt the Investment Policies and Guidelines document as exhibited herein, marked No. 2.

Roll Call: All Ayes

Motion Carried: 5-0

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**#41 On Agenda: Motion - Appoint Supervisor Of Buildings And
Grounds And Set Salary**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the appointment of **MATTHEW VERONESI** as Supervisor of Buildings and Grounds and set salary at \$15,000.00 as budgeted for the year 2010, effective January 1, 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#42 On Agenda: Motion - Adopt Benefits For Full Time Employees Not Covered By Labor/Management Contract

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the following Resolution regarding employee benefits for eight (8) Town of New Windsor employees not covered by labor/ management agreements or individual employment contracts.

BE IT RESOLVED that the same benefits set forth in the current CSEA contract shall apply in full to the following employees:

Supervisor's Secretary	Clerk to Supervisor
Deputy Highway Superintendent	Deputy Town Clerk
Police Chief's Secretary	Comptroller's Clerk
Secretary/Paralegal to Town Attorney	Deputy Receiver of Taxes

AND BE IT FURTHER RESOLVED that this resolution supersedes all previous resolutions including but not limited to the resolutions dated January 5, 1972; February 1, 1978; and June 21, 1978.

Roll Call: All Ayes

Motion Carried: 5-0

#43 On Agenda: Appoint Liaison Officers/Deputy Supervisor

I, George A. Green, Town Supervisor of the Town of New Windsor hereby appoint the following Liaison Officers:

Ambulance
Highway Department
Justice Court
Planning/Zoning Boards
Police Department
Recreation Department
Senior Citizens
Sewer Department
Social Services
Water Department
Newburgh School District

Supervisor Green
Councilman Lundstrom
Councilwoman Weyant
Councilwoman Biasotti
Supervisor Green
Councilwoman Mullarkey
Councilwoman Biasotti
Councilman Lundstrom
Councilwoman Mullarkey
Councilwoman Weyant
Councilwoman Mullarkey

Pursuant to Section 42 of the Town Law of the State of New York, I appoint **PATRICIA Y. MULLARKEY** to the office of Deputy Supervisor, to serve from January 2010 through December 31, 2010.

#44 On Agenda: Receive and File Appointment of Coordinator Of The National Incident Management System (NIMS)

Hearing no objection, the Town Board of the Town of New Windsor receive and file directive appointing Town Attorney Coordinator for all preparedness funding for the implementation of the National Incident Management System (NIMS).

#45 On Agenda: Receive and File Fully Executed Contract - Partners In Safety - 2010

Hearing no objections, the Town Board of the Town of New Windsor receive and file a fully executed drug and alcohol testing agreement with Partners in Safety for the year 2010 at a cost of \$45.00 per driver annually for random drug and alcohol testing, pre-employment, post-accident, reasonable cause or follow-up.

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**#46 On Agenda: Receive And File Fully Executed Contract -
Partners In Safety - Dial-A-Bus FTA - 2010**

Hearing no objections, the Town Board of the Town of New Windsor receive and file a fully executed drug and alcohol testing agreement with Partners in Safety for the year 2010 for New Windsor-Cornwall Dial-A-Bus at a cost of \$45.00 per driver annually for random drug and alcohol testing, pre-employment, post-accident, reasonable cause or follow-up.

**#47 On Agenda: Receive And File Petition Regarding Family Taxi, Inc. -
Browning Road**

Hearing no objection, the Town Board of the Town of New Windsor receive and file with the Town Clerk a petition regarding Family Taxi, Inc. on Browning Road.

#48 On Agenda: Motion - Authorize Signing Certificate Of Insurance

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the signing of the Certificate of Insurance, Public Employees Dishonesty Bond, for a period from December 24, 2009 to December 24, 2010, with reference to the Receiver of Taxes.

Roll Call: All Ayes

Motion Carried: 5-0

**#49 On Agenda: Receive and File Results Of Canvass of Ballots -
Annual Election -Quassaick Bridge Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of Results of the canvass of ballots cast for Fire Commissioner at the annual election of the Quassaick Bridge Fire District held on December 8, 2009.

**#50 On Agenda: Receive and File Results Of Canvass of Ballots -
Annual Election - Salisbury Mills Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of the results of the canvass of ballots cast for the Fire Commissioner at the annual election of the Salisbury Mills Fire District held on December 8, 2009.

**#51 On Agenda: Receive and File Results Of Canvass Of Ballots -
Annual Election - Vails Gate Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of the results of the canvass of ballots cast for the Fire Commissioner at the annual election of the Vails Gate Fire District held on December 8, 2009.

#52 On Agenda: Receive and File Bids - Oak Street Drainage Improvements

Hearing no objection, the Town Board of the Town of New Windsor receive and file sealed bids received and publicly opened on December 29, 2009 for Oak Street Drainage Improvements.

#53 On Agenda: Motion -Award Oak Street Drainage Project Contract

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor hereby adopts the following resolution:

Whereas, on December 11, 2009, the Town Clerk of the Town of New Windsor advertised for bids for a public works project commonly referred to as the Oak Street Drainage Project ("the Project"); and

Whereas, all base bids were received and opened by the Town Clerk on December 29, 2009 according to law; and

Whereas, the three (3) lowest bids have been referred to and considered by the Supervisor and Town Board; and

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Whereas, an objection to the lowest bid submitted (LA Weeden) has been received by the second lowest bidder (Upstate Concrete & Masonry Contracting Co., Inc.) alleging insufficient documentation; and

Whereas, the Town Board of the Town of New Windsor having reviewed the bid submission by LA Weeden and determined that the "Certification of Bidder Regarding Equal Employment Opportunity" form has been left blank; and

Whereas, this form is required pursuant to Executive Order #11246; and

Whereas, the Town Clerk of the Town of New Windsor in the request for bids specifically alerted all bidders that the requirements of Executive Order #11246 must be met; and

Whereas, the Town Board of the Town of New Windsor has determined that the failure to execute the "Certification of Bidder Regarding Equal Employment Opportunity" form constitutes a material omission in the LA Weeden bid submission;

Now Therefore Be It Resolved, that the Town Board of the Town of New Windsor hereby rejects the LA Weeden bid as materially insufficient to meet the bid requirements as published by the Town Clerk of the Town of New Windsor on December 11, 2009; and

Be It Further Resolved that, the Town Board of the Town of New Windsor has determined that the 2nd lowest bid submitted by Upstate Concrete & Masonry Contracting Co., Inc., is the lowest responsible bid as defined in General Municipal Law Section 103; and

Be It Further Resolved that, the Town Board of the Town of New Windsor hereby awards the Oak Street Drainage Project to Upstate Concrete & Masonry Contracting Co., Inc., and authorizes the Supervisor to make such award and execute any necessary documents to award the bid and complete the project.

Roll Call: All Ayes

Motion Carried: 5-0

#54 On Agenda: Motion - Authorize Supervisor To Execute Agreement - PERMA - Tail Claims

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to execute an Agreement between the Town of New Windsor and Public Employer Risk Management Association (PERMA) for third party administrative services (tail claims) arising from injuries occurring prior to January 1, 2008. Said Agreement is effective from January 1, 2010 to January 1, 2011.

Roll Call: All Ayes

Motion Carried: 5-0

#55 On Agenda: Motion - Authorize Supervisor To Execute Land Lease Agreement - Verizon Cell Tower

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the Supervisor to execute a Land Lease Agreement between Town of New Windsor and Orange County-Poughkeepsie Limited Partnership d/b/a Verizon Wireless for a cell tower located at 555 Union Avenue, New Windsor, New York, as recommended by the Town Attorney.

Roll Call: All Ayes

Motion Carried: 5-0

#56 On Agenda: Motion - Authorize Supervisor To Execute Payment In Lieu Of Taxes (PILOT) Agreement And Related Documents - Mason's Ridge LLC

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the Supervisor to execute a Payment in Lieu of Taxes (PILOT) Agreement and related documents between the Town of New Windsor and Mason's Ridge LLC for Workforce Housing adjacent to NYS Route 32 in the Town of New Windsor.

Roll Call: All Ayes

Motion Carried: 5-0

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#57 On Agenda: Motion - Call Public Hearing And Authorize Advertising - Proposed Amendments To Chapter 269 Of The Town Code Of The Town Of New Windsor (Towing Regulations)

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor call a Public Hearing to be held on February 3, 2010, at 7:00 p.m., in Town Hall, 555 Union Avenue, New Windsor, New York, and authorize the Town Clerk to advertise for same pursuant to law regarding the proposed changes to Chapter 269 of the Town Code of the Town of New Windsor entitled "Towing Local Law of the Town of New Windsor".

Roll Call: All Ayes

Motion Carried: 5-0

#58 On Agenda: Receive and File Decision & Order - Beattie R. Associates, LLC

Hearing no objection, the Town Board of the Town of New Windsor receive and file Judge Slobod's Decision and Order dismissing the petition-complaint in the matter of Beattie R. Associates, LLC v. Town Board of the Town of New Windsor, et al.

#59 On Agenda: Receive And File Notice Of Claim - New York City Water Board V. Town Of New Windsor

Hearing no objection, the Town Board of the Town of New Windsor receive and file Notice of Claim in the matter of The New York City Water Board v. Town of New Windsor and the New Windsor Consolidated Water District for unpaid invoices for excess water consumption for the time period May 1, 2009 through November 1, 2009.

#60 On Agenda: Receive And File Complaint - Michelle L. Kipp

Hearing no objection, the Town Board of the Town of New Windsor receive and file Complaint in the matter of Michelle L. Kipp v. Town of New Windsor.

#61 On Agenda: Motion - Authorize Supervisor To Execute Utility & Easement Agreement (Auto Zone)

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the Supervisor to execute a Utility and Easement Agreement between the Town of New Windsor and Windsor Associates H.S., LLC for purposes of constructing, using and maintaining water and sewer utilities across property known as 1017/1019 Blooming Grove Turnpike a/k/a 1013 State Route 94 commonly referred to as the Auto Zone property.

Roll Call: All Ayes

Motion Carried: 5-0

#62 On Agenda: Motion - Authorize Supervisor To Execute Second Amendment To Developer's Agreement - Chestnut Woods At Cornwall

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to execute Second Amendment to Developer's Agreement between Town of New Windsor and The Manor at Cornwall, LLC for the Chestnut Woods at Cornwall subdivision.

Roll Call: All Ayes

Motion Carried: 5-0

#63 On Agenda: Motion - Authorize Supervisor To Execute Agreement - New Windsor Volunteer Ambulance Corps, Inc.

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Supervisor to execute the attached Agreement between the Town of New Windsor and New Windsor Volunteer Ambulance Corps, Inc., for the provision of ambulance services and pre-hospital emergency treatment. Said Agreement is effective from January 1, 2010 to December 31, 2010.

Roll Call: All Ayes

Motion Carried: 5-0

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#64 On Agenda: Motion - Authorize Supervisor To Execute Agreement - Newburgh S.P.C.A.

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the Supervisor to execute an Agreement between the Town of New Windsor and Newburgh S.P.C.A. to provide boarding of dogs and cats secured by the Town of New Windsor Animal Control Officer. Said Agreement is effective from January 1, 2010 to December 31, 2010.

Roll Call: All Ayes

Motion Carried: 5-0

#65 On Agenda: Motion - Authorize Transfer Of Funds - Mt. Airy Park Sports Complex

Motion by Councilwoman Mullarkey, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the transfer of \$107,000 from Parkland Fund to the General Fund.

Roll Call: All Ayes

Motion Carried: 5-0

#66 On Agenda: Receive and File Annual Reports - 2009

Hearing no objection, the Town Board of the Town of New Windsor receive and file the 2009 Annual Reports of the Building Department, Town Clerk and Recreation Department.

#67 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

Building Department	Month of November 2009
Building Department	Month of December 2009
Fire Prevention	Month of December 2009
Justice Richard W. Thorpe	Month of December 2009
Justice Noreen Calderin	Month of December 2009
Police Department	Month of December 2009
Receiver of Taxes - Water-Sewer-Garbage	Month of December 2009
Recreation Department	Month of December 2009
Town Clerk	Month of December 2009

#68 On Agenda: Public Forum

Supervisor Green opened the public forum portion of the meeting by asking if any of the Board had any comments. He then asked if anyone else had any comments or questions.

Joseph Carrigan said he had a complaint about the project going on in the front of Temple Hill School and his concern that it would cause flooding on his property at Summit Drive. He asked if the school district had taken flooding into consideration before starting the project. Supervisor Green asked if he had spoken to the Newburgh School Board about this. Mr. Carrigan said he had contacted the DEC and they said no permits had been filed with them and they would investigate the project within the next two weeks. He is also concerned about the cost of the project and where is the money coming from. Mr. Carrigan said he understood that they were also installing artificial turf which could also cause drainage problems. Supervisor Green said that the Town had no answers to any of his questions as the school district doesn't go through the town's planning process and were not subject to any inspections or reviews by the town. He suggested that Mr. Carrigan attend the next school board meeting and voice his concerns there. He also said that Councilwoman Mullarkey would get in touch with the school board and express the Town's concerns.

William Steidle wished everyone a happy new year. He said this year he would like the Town Board to address a matter which he feels is of great importance and that is the preservation of Brown's Pond. He suggested that the Town consider modifying zoning and land use regulations and possibly purchasing some of the neighboring property.

TOWN BOARD REORGANIZATION MEETING
WEDNESDAY, JANUARY 6, 2010; 7:00 P.M.

Leo Braun asked about the petition filed by the residents of Browning Road against Family Taxi. Supervisor Green said that besides passing the amendment to the local law last month, violations had been issued. He said that Family Taxi is trying to comply and the parking situation has improved, but it is tough to get a lot of cleanup done in the middle of winter.

Barney Bedetti asked if there was anything special about the PILOT Agreement with Mason's Ridge. Supervisor Green said it was the standard agreement with nothing special added to it, almost identical to the agreement with the senior citizen housing project.

Hearing no one else wishing to speak, Supervisor entertained a motion to close the Public Forum.

Motion by Councilman Lundstrom, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 5-0

#69 On Agenda: Adjourn

Motion by Councilman Lundstrom, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor adjourn the Town Board Reorganization Meeting at 7:47 P. M.

Roll Call: All Ayes

Motion Carried: 5-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc